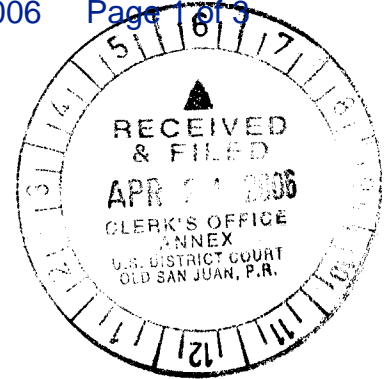


UNITED STATES DISTRICT COURT
Federal Office Bldg.



UNITED STATES OF AMERICA,
Plaintiff,

V

Juan A. Molina Candelario
A/K/A "Chango"
Defendant

REF: (00-CR-096(3) (SEC)

**Motion for Modification of a Term of
Supervised Release Pursuant 18 U.S.C. S 3583(e) (1)**

Comes now, (Mr. Juan A. Molina Candelario A/K/A "Chango"), in form pro se, and very respectfully, moves this Honorable Court to modify the provision for supervised release included in his sentence pursuant the provisions set forth in Title 18 U.S.C. S 3583.

In support of his request for such a modification, the Defendant states as follows:

1. The Defendant has served a term of supervised released of more than one year.
2. The Defendant was not sentenced to pay fines, costs or restitutions.
3. A court assessment ordered by this Honorable Court has been paid in full.
4. The Defendant has an outstanding prison record, and has served his last year or supervised release without incident.
5. Other than the aberrant behavior leading to the Defendant's arrest, conviction and sentencing in the current criminal case, the Defendant has had no other criminal conduct that would lead this Honorable Court to believe he will ever again be involved in any illegal activity.
6. The Defendant has strong family and community ties, he support his four (4) children, and holds full time employment in "Recreación y Deportes" in Caguas, Puerto Rico.
7. Under the above mentioned circumstances, the Government can no longer support a compelling penological interest in Defendant's continued supervision by court officials.

8. The Defendant avers that although the Government might ascertain that the supervision is not of any adverse significance, it is respectfully submitted to this Honorable Court that, realistically speaking, if the Defendant needed to upgrade his financial status, and were able to find a better job, serving his supervised release would make any reasonable employer think that the individual asking for employment is, neither a very responsible person, nor one to trust. Indeed, the supervised release would be a great impediment for the Defendant in this very competitive world understanding that the defendant already has limited attraction to any new employer due to this age (over 40) and lack of a professional degree.

MEMORANDUM OF LAW

Finally, the Defendant respectfully makes this Honorable Court aware that under the statute, Title 18 U.S.C. S 3583 (e) (1), this Court has the discretionary authority to terminate the Defendant's supervised release. In *United States v. Spinelli*, 41 F.3d, 1056 (6th Cir. 1994), while affirming the district's court termination of the defendant's supervised release, the Court held:

We hold that the district court, has discretionary authority to terminate a term of supervised released after completion of one year, pursuant to 18 U.S.C. S 3583 (e) (1), even if the defendant was sentenced to mandatory term of supervised release under 21 U.S. C. S 841 (b) (1) (C) and 18 U.S.C. S 3583 (a).

Id. At Spinelli, supra, at 1060, 1061.

WHEREFORE, relying on the foregoing reasons and cited authorities, the Defendant Mr. Juan A. Molina Candelario, pro se, prays this Honorable Court to grant this Motion by terminating his term of supervised release.

Respectfully submitted.,



Mr. Juan A. Molina Candelario
A/K/A "Chango"
Ref. 00-CR-096(3) (SEC)
Calle 9^a 4V4
Villas del Rey IV
Caguas, P.R. 00725

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this document was mailed today
4/17/06 to the following interested persons:

Judge Salvador E. Casellas
U.S. District Judge
Federal Office Bldg.
150 Carlos Chardon Ave.
Hato Rey, Puerto Rico 00918